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STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	EXAMINING BOARD OF PHYSICAL THERAPISTS AND ATHLETICS TRAINERS
MEETING DATE AND TIME:	Tuesday, July 23, 2013 at 5:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , First floor of the Cannon Building
MINUTES FOR APPROVAL:	August 27, 2013

MEMBERS PRESENT

W. Wayne Woodzell, Professional Member, Chairperson
Julie Knowles, Professional Member, Vice-Chairperson
Jeffrey Schneider, Professional Member, Secretary
Damien McGovern, Professional Member
Laura Schmitt, Professional Member
Amy Blansfield, Professional Member
Waheedah Shabazz, Public Member
Tyler Luff, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Eileen Kelly, Deputy Attorney General
Kay Warren, Deputy Director
Sandra Wagner, Administrative Specialist III

MEMBERS ABSENT

Samuel Sullivan, Professional Member

ALSO PRESENT

Vera Spitz, Wilcox & Fetzer
James Barker
Sarah Wootten, Joint Sunset Committee Analyst

CALL TO ORDER

Mr. Woodzell called the meeting to order at 5:05 p.m.

REVIEW OF MINUTES

The Board reviewed the minutes of the June 25, 2013 meeting. Mr. Schneider made a motion, seconded by Ms. Shabazz, to approve the minutes. By unanimous vote, the motion carried.

OLD BUSINESS

Continued Discussion on Proposed Legislation

Mr. George Edelman from DPTA and Mr. John Smith from DATA will be attending the September meeting to go over the definition of an Athletic Injury that they are working on. Ms. Knowles made a motion, seconded by Ms. Schmitt, to approve DPTA's request to change the definition of "Practice of physical therapy" to proposed statute changes, and add the word 'mechanical' ("....vestibular training, manual, mechanical, and manipulative therapy including....") in section B of the draft. By unanimous vote, the motion carried.

Future Discussion of Presentation by FSBPT

This agenda item was tabled.

Review of Neeraj Vithalani's PTA Application

The Board reviewed the PTA application submitted by Neeraj Vithalani. Mr. Vithalani asked the Board to allow his PT credentialing evaluation be reviewed in lieu of having an evaluation for PTA. Mr. Vithalani stated that it would be a hardship on him financially to get a PTA evaluation. Mr. Vithalani does hold a NY license for PTA. Mr. Woodzell made a motion, seconded by Ms. Schmitt, to propose to deny Mr. Vithalani's application. By unanimous vote, the motion carried.

Review Tabled Application of Lisa Derrick – Submitted Documentation

The Board reviewed the application for Ms. Derrick. Ms. Kelly reviewed the documentation Ms. Derrick submitted and there is nothing in the rules and regulations to prevent licensure to Ms. Derrick. Ms. Schmitt made a motion, seconded by Ms. Blansfield, to approve Ms. Derrick's application. By unanimous vote, the motion carried.

NEW BUSINESS

Proposal to Deny Hearing Scheduled for James Barker – PT by Reciprocity (5:00 p.m.)

Before the hearing started, Ms. Knowles made a motion, seconded by Ms. Schmitt, to strike the part of the proposal to deny for the board scores for Mr. Barker. Research was done by Ms. Wagner and found that the changes to the Board scores didn't happen until March 1996. By unanimous vote, the motion carried.

The hearing minutes will be at the end of the minutes.

Discussion: Joint Sunset Review Process Overview – Sarah Wootten, Joint Sunset Committee Analyst

Ms. Wootten explained to the Board the process of being under the review of the Joint Sunset Committee. The process could take up to 10 to 12 months for completion. Ms. Wootten will be working closely with Ms. Kay Warren, Deputy Director for the Division of Professional

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Regulation and with the Board to complete a survey and primary reports all before the next Session starts. The Board will be working on getting their draft completed before the review starts. The Board thanked Ms. Wootten and Ms. Warren for coming to the meeting to explain how this review will work.

Ratify PT/PTA/AT Application by Examination

Mr. Schneider made a motion, seconded by Ms. Blansfield, to ratify licensure by examination and approve the following as noted below. By unanimous vote, the motion carried.

Jessica Gaburo (AT) Emily Henderson (AT) Brandon Johnson (AT) Joseph Jumarang (PT)
Meghan Longacre (AT) Oscar Rau (AT) Brett Sammons (AT) Thomas Sims (AT)
Heather Stewart (PT) Kaitlyn Young (AT) Kathleen Jarrell (AT) Katelyn Zimmerman (AT)
Kristen Brittingham (PTA) Alexis Burslem (PT) Tyler Ecker (PTA) Gabrielle Franzone (PTA)
Gabrielle Harris (PTA) Joyce Henry (PTA) Catherine Kokoszka (PTA) Kristin Lau (PTA)
Honey Magbago (PTA) Christine Miller (PTA) Jessica Moore (PTA) William Mullin (PTA)
Cecila Newton (PTA) Tracy Phillips (PTA) Sarah Ruggiero (PTA) Sean Sestak (PTA)
Pamela Stellfox (PTA) Marquita Tiller (PTA) Robert White (PTA) Paula Wilhelm (PTA)

Ratify PT/PTA/AT Applications by Reciprocity

Mr. Schneider made a motion, seconded by Ms. Blansfield, to ratify licensure by reciprocity approve the following as noted below. By unanimous vote, the motion carried.

Jessica Booze (AT) Mark Malczynski (PT) Frederick Zappala (AT)

Review of Application by Reciprocity

There were no applications by reciprocity.

Review of Applications by Examination

Mr. Schneider made a motion, seconded by Ms. Blansfield, to propose to deny licensure by examination to Josephine Serrano (PT) as the qualifications of applicant are not substantially equivalent to Delaware as required by 24 Del. C. Section 2610(b) and Board Rule 9.0. By unanimous vote, the motion carried.

Mr. Schneider made a motion, seconded by Ms. Blansfield, to propose to deny licensure by examination to Susmita Koppella (PT) as the qualifications of applicant are not substantially equivalent to Delaware as required by 24 Del. C. Section 2610(b) and Board Rule 9.0. By unanimous vote, the motion carried.

Ratify and Review of Applications for Reinstatement

Mr. Schneider made a motion, seconded by Ms. Blansfield, to approve the following reinstatement application as noted below. By unanimous vote, the motion carried.

Marie Claire Pagkalinawan (PT)

Review of Continuing Education Courses

Mr. Woodzell made a motion, seconded by Ms. Schmitt, to approve the below continuing education courses as noted below. By unanimous vote, the motion carried.

Evidence in Motion – Management of Cervical & Thoracic Disorders – August 10 - 11, 2013 – 2.4 CEUs
Delaware Technical Community College – Jack F. Owens Campus
Alzheimer's Disease Rehabilitation Considerations in the Examination, Evaluation, and Interventions – October 19, 2013 - .725 CEUs
UPMC Center for Sports Medicine – Yumi Roger
Emerging Frontiers in Concussion – 1.25 CEUs
Therapy Services of Delaware, Inc. – Making Therapy Fun and the Must Have Motor Kit – April 13, 2013 - .6 CEUs
Therapy Services of Delaware, Inc., - Collaboration: How to Incorporate Academics, Life Skills, and Therapy to Promote a Meaningful School Experience - .1 CEU
Balance Solutions – Neurological Based Rehabilitation - .6 CEUs
Balance Solutions – Vestibular Disorders – 1.4 CEUs
Balance Solutions – Getting to the Core of Dizziness & Headaches – 1.4 CEUs
Balance Solutions – Cervicogenic Dizziness & Headaches – A Systematic Approach to Evaluation & Treatment – 1.4 CEUs
Balance Solutions – Incorporating the Pilates Method - .6 CEUs

Final Denial

There were no final denials for July.

Status of Complaints

There were no new or updates to complaints for July.

Review Documentation Received for Those Selected for Post-Renewal Audit

Ms. Wagner had some audits that didn't get reviewed at the same time as the other audits. The board members reviewed the submissions for those licensees selected for the post-renewal audit. Ms. Wagner has some follow up audits to send letters out that were deficient.

FSBPT- Temporary Licensure – Laura Schmitt

Ms. Schmitt submitted a copy of a report from FSBPT that is a Jurisdiction Licensure Reference Guide and the report shows Delaware as not having any of the information filled out. Ms. Schmitt would like Ms. Wagner to follow up with the FSBPT to get the information to them so that Delaware could be reporting the same information as the other states.

OTHER BUSINESS BEFORE THE BOARD

There was no other business.

PUBLIC COMMENT

There was no public comment.

NEXT SCHEDULED MEETING

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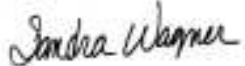
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The next meeting will be held on Tuesday, August 27, 2013 at 5:00 p.m. in the second floor Conference Room A, of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

ADJOURNMENT

There being no further business, Mr. Schneider made a motion, seconded by Ms. Shabazz, to adjourn the meeting. By unanimous vote, the motion carried. The meeting adjourned at 6:49 p.m.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Sandra Wagner".

Sandra Wagner
Administrative Specialist III

HEARING MINUTES

HEARING – James Barker

The Delaware Examining Board of Physical Therapists and Athletic Trainers held a hearing on July 23, 2013, at 5:00 p.m. in the Second Floor Conference Room B, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

PRESENT: Laura Schmitt, Waheedah Shabazz, Julie Knowles, Jeff Schneider, Damien McGovern, Tyler Luff, Amy Blansfield

PURPOSE: Propose to Deny Hearing

PRESIDING: Wayne Woodzell, Presiding Chairperson

BOARD STAFF: Sandra Wagner, Administrative Specialist III

DEPUTY ATTORNEY GENERAL FOR THE BOARD: Eileen Kelly, DAG

APPLICANT: James Barker

COURT REPORTER PRESENT: Vera Spitz, Wilcox and Fetzer

TIME STARTED: 5:05 p.m.

The court reporter took verbatim testimony. The Board members introduced themselves. Ms. Kelly described the reason for the hearing and confirmed Mr. James Barker was present. Ms. Kelly entered documents as Board's exhibits 1, 2 and 3 which were Mr. Barker's application and supporting documentation, the motor vehicle law for DE and the motor vehicle law for PA. Mr. James Barker was sworn in and gave his testimony to the Board. Mr. Barker entered documents as Applicant exhibit 1 which was a recommendation and certificate. The Board went off the record at 5:27 p.m. for deliberations. The Board went back on the record at 5:53 p.m. to ask Mr. Barker some more questions. The Board went back off the record at 5:58 p.m. for more deliberations. The Board went back on the record at 6:09 p.m. Ms. Schmitt made a motion, seconded by Mr. Schneider, to have the hearing continued to the August meeting to allow Mr. Barker time to provide the Board with more recommendations and letters of support or witnesses to his character.

By unanimous vote, the motion carried. The hearing concluded at 6:11 p.m.